

HECCEVISEMS.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE WORLD TRADE CENTER  
DISASTER SITE LITIGATION

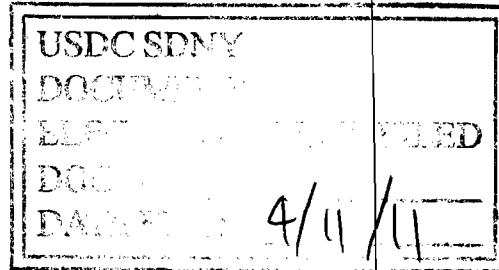
STEVEN BARRETTA AND ADRIENNE  
BARRETTA,

Plaintiffs,

- against -

THE CITY OF NEW YORK, et al.

Defendants.



10 CV 1969 (AKH)  
06 CV 2378

**PARTIAL STIPULATION OF  
VOLUNTARY DISMISSAL AS  
AGAINST ALL PARTIES PURSUANT  
TO F.R.C.P. 41(A)(1)(A)(II)**

IT IS HEREBY STIPULATED AND AGREED by and between the parties that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii):

1. The above-captioned action is voluntarily dismissed pursuant to the following terms and conditions:
2. All claims by Plaintiffs **STEVEN BARRETTA AND ADRIENNE BARRETTA** against all Defendants or against any Defendant arising out of or relating in any way to World Trade Center-related rescue, recovery and/or debris-removal operations and/or clean-up at any location on and/or after September 11, 2001, are voluntarily dismissed.
3. All claims that were asserted or could have been brought in relation to Plaintiff's existing pleadings are dismissed with prejudice.

4. This dismissal is without prejudice solely in relation to a second injury to the extent permitted by New York State law and as may be defined by any court having jurisdiction over any such later-filed complaint. If after this Stipulation is filed Plaintiff commences an action asserting such alleged second injury claims against any or all of the entities listed on Exhibit A to the World Trade Center Litigation Settlement Process Agreement, As Amended ("Amended SPA"), such action shall constitute a "New Debris Removal Claim" as defined in the Amended SPA.

5. The dismissal is without costs.

SULLIVAN PAPAIN BLOCK  
McGRATH & CANNAVO P.C.

By: 

Andrew J. Carboy, Esq.

Attorneys for Plaintiffs STEVEN BARRETTA  
AND ADRIENNE BARRETTA  
120 Broadway, 18<sup>th</sup> Floor  
New York, NY 10271

Dated: April 4, 2011

PATTON BOGGS LLP

By: 

James E. Tyrrell, Jr., Esq.

Attorneys for all Defendants  
The Legal Center  
One Riverfront Plaza, Suite 600  
Newark, NJ 07102

Dated: April 5, 2011

SO ORDERED: 4/7/11

  
U.S.D.J.

**SULLIVAN PAPAIN BLOCK McGRATH & CANNAVO P.C.**

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April 04, 2011

Honorable Alvin K. Hellerstein  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 910  
New York, New York 10007-1312

**Re: World Trade Center Disaster Site Litigation, 21 MC 100  
Voluntary Stipulation of Discontinuance for Steven Barretta**

**10 CV 1969 and 06 CV 2378**

Honorable Sir:

As counsel for plaintiff Steven Barretta, we respectfully submit the enclosed voluntary stipulation of dismissal.

Mr. Barretta did not opt into the Settlement Process Agreement.

Mr. Barretta's two actions were not previously dismissed for failure to prosecute.

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No parties will remain in these actions once the stipulation is so-ordered.

Respectfully Submitted,

SULLIVAN PAPAIN BLOCK  
McGRATH & CANNAVO P.C.

By: 

Andrew J. Carboy (AC 2147)

AJC:lm  
(064444)